

EXHIBIT B

UNITED STATES DISTRICT COURT OF NEW YORK
EASTERN DISTRICT OF NEW YORK

- - - - - X
LACHANCE DEON BRYANT,

Plaintiff,

-against-

PETER RYAN and JOHN LEDDY,

Defendants.

- - - - - X
Sing-Sing Correctional
Facility
Ossining, New York

January 16, 2019
11:50 a.m.

EXAMINATION BEFORE TRIAL of LACHANCE
DEON BRYANT, the Plaintiff in the above-entitled
action, taken by the Defendant, held at the
above time and place, pursuant to Federal
Rules of Civil Procedure, taken before Robyn
Lehrmann, a Notary Public in and for the
State of New York.



ORIGINAL

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2 APPEARANCES :

3
4 LACHANCE DEON BRYANT
5 Pro Se
6 83 East Hudson Street
7 Long Beach, New York 11561

8
9 CAMPOLO, MIDDLETON & McCORMICK, LLP
10 Attorneys for Defendants
11 4175 Veterans Memorial Highway
12 Suite 400
13 Ronkonkoma, New York 11779

14 BY: SCOTT MIDDLETON, ESQ.

15 ALSO PRESENT:

16 OFFICER WOLPIN SKY

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2 STIPULATIONS

3

4 IT IS HEREBY STIPULATED AND AGREED by
5 and among counsel for the respective parties
6 hereto, that the sealing and certification of
7 the within deposition shall be and the same
8 are hereby waived;

9 IT IS FURTHER STIPULATED AND AGREED
10 that all objections, except to the form of
11 the question, shall be reserved to the time
12 of the trial;

13 IT IS FURTHER STIPULATED AND AGREED
14 that the within deposition may be signed
15 before any Notary Public with the same force
16 and effect as if signed and sworn to before
17 the Court.

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1
2 L A C H A N C E D E O N B R Y A N T,
3 the Plaintiff herein, having been
4 first duly sworn by a Notary Public
5 of the State of New York, was
6 examined and testified as follows:

EXAMINATION BY

8 MR. MIDDLETON:

9 Q State your name for the record,
10 please.

11 A Lachance Deon Bryant.

12 Q State your address for the
13 record, please.

14 A 83 East Hudson Street, Long
15 Beach, New York 11561.

16 MR. MIDDLETON: Please
17 mark these.

18 (Complaint was marked as
19 Respondents' Exhibit A for
20 identification, as of this
21 date.)

22 (Statement was marked as
23 Respondents' Exhibit B for
24 identification, as of this
25 date.)

1 Lachance Deon Bryant
2 (Handwritten Response to
3 Interrogatories was marked as
4 Respondents' Exhibit C for
5 identification, as of this
6 date.)

7 (Typewritten Response to
8 Interrogatories was marked as
9 Respondents' Exhibit D for
10 identification, as of this
11 date.)

12 (Cover Sheet for United
13 States District Court, Eastern
14 District of New York document
15 was marked as Respondents'
16 Exhibit E for identification,
17 as of this date.)

18 Q Good morning, Mr. Bryant. My
19 name is Scott Middleton. I represent the
20 police officers in this matter, Peter Ryan
21 and John Leddy, both of the Long Beach Police
22 Department.

23 I am going to ask you some
24 questions about an incident that occurred and
25 a lawsuit that resulted from that that you

1 Lachance Deon Bryant
2 brought against those two officers. If at
3 any time you don't understand the question,
4 let me know, and I'll rephrase it for you.
5 If you give me the answer to a question, I'll
6 assume, and the record will reflect, that you
7 understood the question, and that question
8 will stand. If at any time that you need to
9 take a break, you need to speak with the
10 corrections officer and see if that's okay
11 with him.

12 I ask that all of your
13 responses be verbal and not nods of the head
14 or shaking of the head or uh-huh or uh-uh,
15 because it makes it difficult for the
16 interpreter to interpret what that means, if
17 not impossible.

18 Do you understand those
19 instructions?

20 A Yes, I do.

21 Q Did you bring a lawsuit against
22 Officer Peter Ryan and Officer John Leddy of
23 the Long Beach Police Department?

24 A Yes, I did.

25 Q Is that as a result of

1 Lachance Deon Bryant
2 something that occurred on December 25, 2016?

3 A Yes.

4 Q Did that occur at approximately
5 12:30 a.m.?

6 A No. Approximately, in my court
7 papers, it says 12:45.

8 Q A.m.?

9 A Yes.

10 Q You gave an address of 83 East
11 Hudson Street in Long Beach. How long had
12 you resided there before you were
13 incarcerated?

14 A I live there all my life.

15 Q Who did you live with at the
16 time?

17 A My grandmother and grandfather.

18 Q What is your grandmother's
19 name?

20 A Thelma McCray.

21 Q Your grandfather?

22 A William McCray.

23 Q Did anyone else live in the
24 house at that time? By "at that time," I
25 mean prior to your incarceration after the

1 Lachance Deon Bryant

2 December 25th event.

3 A She lived there, too.

4 Q What is her name?

5 A Corinthian Strunk.

6 Q Prior to December 25, 2016, had
7 you been arrested before?

8 A Yes.

9 Q How many times?

10 A Probably like -- I would say
11 like four or five.

12 Q How many of those arrests were
13 as a result of allegedly committing
14 misdemeanors?

15 A One.

16 Q And how many were as a result
17 of committing felonies?

18 A Well, a lot of my times they
19 was. One, my first time, was 2004 -- no --
20 2002. 2002 was my first time. That was
21 youthful offender.

22 Second time I -- my first time
23 getting a felony was 2004 -- well, they
24 sentenced me in 2005, so that was the felony
25 time.

1 Lachance Deon Bryant
2 And the rest are results of
3 violation of parole. And I had a case in
4 2014 that I got arrested, but the charges, I
5 beat it at the grand jury.

6 Q Did that result in a lawsuit
7 against the City of Long Beach?

8 A Yes.

9 Q That case was dismissed, right?

10 A Yes.

11 Q Your 2002 arrest, what were you
12 arrested for?

13 A I was arrested for robbery.

14 Q Did you use a weapon during
15 that robbery?

16 A No.

17 Q Were you sentenced to anything?

18 A Yes. I was sentenced to six
19 months, five years probation.

20 Q In the 2004 arrest, what was
21 that for?

22 A That was for assault.

23 Q Did you use a weapon in the
24 assault?

25 A Yes.

1 Lachance Deon Bryant

2 Q What type of weapon?

3 A A gun, .25 automatic.

4 Q What type of automatic.

5 A .25.

6 Q Did you shoot someone?

7 A Yes.

8 Q How badly were they injured?

9 A Two shots to the back.

10 Q What were you convicted of?

11 A I was convicted of assault. I
12 can't really say. I don't remember what
13 degree it was, but I know it was assault.

14 Q Was that after a trial or did
15 you plead?

16 A No. I plead. I got five
17 years, five post release.

18 Q You pled in 2005?

19 A Yes.

20 Q Did you serve until 2010?

21 A I served until 2009.

22 Q When you were released, you had
23 to do another five years probation, or was it
24 parole?

25 A Parole.

1 Lachance Deon Bryant

2 Q Is that where the parole
3 violations took place?

4 A Yes.

5 Q What was the nature of the
6 parole violations?

7 A The nature of my parole
8 violation, first one was 2010. I was in a
9 situation with my friend where I got charged
10 with assault, a misdemeanor assault.

11 Q Did that occur in Long Beach?

12 A Yes.

13 Q Were you arrested by the Long
14 Beach Police Department?

15 A Yes.

16 Q What was the next parole
17 violation?

18 A Absconding. That was -- I got
19 arrested 2013.

20 Q Was that also in Long Beach?

21 A Yes.

22 Q When was the next parole
23 violation?

24 A 2014.

25 Q What was that for?

1 Lachance Deon Bryant

2 A That was for not reporting
3 to -- absconding, they call it.

4 Q Not reporting.

5 As a result of any of those
6 parole violations, were you sent back to
7 prison?

8 A All of them.

9 Q For how long?

10 In 2010 how long did you return
11 to prison?

12 A I did twelve months.

13 Q What about for the 2013, not
14 reporting?

15 A I had to do -- I went to
16 Willard. I finished Willard, so I did
17 fifteen months.

18 Q What about 2014?

19 A Eight months. I was finished.

20 Q Any other arrests, convictions,
21 or pleas between 2002 and 2016?

22 A Well, I had a DUI, too.

23 Q When was that?

24 A 2015.

25 Q Where were you arrested?

1 Lachance Deon Bryant

2 A Long Beach.

3 Q What were you driving under the
4 influence of?

5 A I was smoking weed. That is
6 what they said.

7 Q Were you convicted of that or
8 did you plead?

9 A I got -- I think they gave
10 me -- I don't remember what it was. I think
11 it was like fifth degree. I think they gave
12 me like possession.

13 Q Fifth degree possession?

14 A Yes.

15 Q They dismissed the other
16 charges?

17 A Yes. They gave me a fine.

18 Q 2014, the lawsuit that you
19 brought against the City of Long Beach, what
20 did you allege happened in that?

21 A They falsely arrested me. Like
22 it was in Hempstead, New York, and they told
23 me that I was being arrested for not
24 reporting to parole. And they really
25 arrested me for shooting somebody.

1 Lachance Deon Bryant

2 Q Did you ever hire an attorney
3 for any of the lawsuits for the lawsuits
4 against the City of Long Beach?

5 A No.

6 Q And you don't have an attorney
7 today, right?

8 A No.

9 Q You are here pursuant to a
10 write of habeas corpus that brought you down
11 from another prison facility?

12 A Yes.

13 Q. What prison facility is that?

14 A Five Points Correctional.

15 Q Before we get to Five Points,
16 let's talk about the 2004 arrest and
17 incarceration.

18 Where were you incarcerated at
19 that time?

20 A I went from Washington
21 Correctional Facility -- Nassau County to
22 Washington. From Washington I went to Green
23 BOX. From Greene box I went to Wyoming.
24 From Wyoming I went to Orleans box. From
25 Orleans box I went to Elmira. From Elmira I

1 Lachance Deon Bryant
2 went to Collins box. From Collins box I went
3 to Auburn. From Auburn I went to Lakeview.
4 From Lakeview I went to Attica. From Attica
5 I came home.

6 Q After the 2014 arrest and the
7 -- the 2004 arrest and incarceration, were
8 you charged with anything while you were in
9 prison?

10 A No.

11 Q Were you ever charged with
12 prison contraband?

13 A No.

14 Q Have you been charged with
15 prison contraband since this arrest and
16 incarceration, meaning the 2016?

17 A No.

18 Q Did you ever hide a razor blade
19 in a bar of soap or anywhere else?

20 A No.

21 Q Have you had any disciplinary
22 action while you were in prison, either after
23 the 2004 arrest or the 2016 arrest?

24 A Pertaining to what?

25 Q Anything.

1 Lachance Deon Bryant

2 A You said tickets?

3 Q No. Any sort of disciplinary
4 actions against you while in prison.

5 A Yes. An assault on staff. I
6 had a weapons charge.

7 Q What was the weapons charge?

8 A A razor blade being in the top
9 of the cell, when I was in a double bunk
10 cell.

11 Q Anything else?

12 A No.

13 Q The razor blade, was that after
14 the 2004 arrest or the 2016 arrest?

15 A That was during the 2004 arrest
16 in Auburn Correctional Facility.

17 Q Where was the assault on staff?

18 A That was Coxsackie. I forgot
19 to say Coxsackie.

20 Q When was that; do you remember?

21 A 2006.

22 Q Where did Coxsackie fall in?

23 A I went from Wyoming to New
24 Orleans, then I went to Coxsackie. From
25 Coxsackie I went to upstate box, and then I

1 Lachance Deon Bryant
2 went to Elmira, and then everything else.

3 Q When were you convicted in
4 connection with the latest incarceration?

5 A Right now?

6 Q Yes.

7 A Like when did I get sentenced?

8 Q Convicted, sentenced, whatever.

9 Whichever date you remember.

10 A I was sentenced in -- August.
11 August or September.

12 Q Of what year?

13 A 2017.

14 Q Was that the result of a plea
15 or trial?

16 A No. That was a plea.

17 Q What were you -- what did you
18 plead to?

19 A Criminal possession of a weapon
20 in the second and attempted burglary.

21 Q What is your sentence?

22 A Seven years, five years post.

23 Q Seven years, five years post?

24 A Yes.

25 Q Since being incarcerated after

1 Lachance Deon Bryant
2 your plea in August or September of 2017,
3 where have you been?

4 A I went to Downstate. From
5 downstate I went to Clinton. From Clinton
6 I've been in Five Points. Now I am here for
7 court.

8 Q Any disciplinary issues with
9 respect to these three facilities?

10 A I had like talking in the
11 hallway.

12 Q Anything else?

13 A I had covering my light ticket.

14 Q Covering your light?

15 A Yeah.

16 Q Anything else?

17 A No.

18 Q What is your date of birth?

19 A 3/16/85.

20 Q What is your highest level of
21 education?

22 A Twelfth grade.

23 Q Where did you go to school?

24 A Long Beach, to BOCES.

25 Q What happen you study at BOCES?

1 Lachance Deon Bryant

2 A I was so bad. I didn't care
3 about school. I'm not even going to lie to
4 you.

5 Q Did you graduate?

6 A No. I got arrested.

7 Q That was in 2002?

8 A Yes.

9 Q Have you had any training
10 during your incarceration, either the present
11 incarceration or the last incarceration?

12 A I got my -- I got my
13 certificate in -- I am a carpenter's helper.

14 Q When did you get that?

15 A I got that 2007, in Elmira.

16 Q Have you had any jobs while you
17 have been incarcerated?

18 A No.

19 Q They haven't given you any
20 tasks to do or assigned you to anything?

21 A Nope.

22 Q Other than the two lawsuits
23 that you told me about against the City of
24 Long Beach, have you been involved in any
25 other lawsuits?

1 Lachance Deon Bryant

2 A No.

3 Q Have you ever been in the
4 military?

5 A No.

6 Q Prior to your arrest in 2016,
7 were you working?

8 A Yes.

9 Q Where were you working?

10 A I was working in Minnesota for
11 a construction company called Calgaro
12 Construction.

13 Q What city in Minnesota?

14 A Avon.

15 Q When did you move to Minnesota?

16 A I moved to Minnesota in 2016.

17 Q Where were you living?

18 A I was living in Avon,

19 Minnesota.

20 Q What was the address?

21 A I don't know. I don't remember
22 that address.

23 Q Who were you living with?

24 A I was living with my boss,
25 Jeremy Calgaro.

1 Lachance Deon Bryant

2 Q How do you know Jeremy?

3 A I met him in Long Island. He
4 was working at We Built. We did work on the
5 Presbyterian church that they have, the new
6 one that was just built.

7 Q The Presbyterian church?

8 A Yes. I met him through my God
9 sister's daughter's father.

10 Q God sister's daughter's father?

11 A Yes, God sister's daughter's
12 father.

13 Q Was he from Minnesota or from
14 Long Island?

15 A No. He is from Minnesota.

16 Q And you moved out there to work
17 for him?

18 A Yes.

19 Q How long did you work for him?

20 A I worked for him from January
21 to August.

22 Q 2015?

23 A 2016.

24 Q Is that how long you lived in
25 Minnesota?

Tachance Deon Bryant

3 A Yes.

Q Why did you leave?

9 back in '96
a your son's name is Chase?

A chance.

12 0 Chance?

13 A Chance.

How old is Chance?

Six years old.

15 A Who does he live with now?

He lives with his mom.

17 A he lived
and a name?

18 Q What is her name.

19 A Antonia Darwin.

Other than Chance, do you have

other children?

22 A No.

Where does Antonia live

24 A SUG - Do you know her address?

1 Lachance Deon Bryant

2 A Yeah.

3 Q What is the address?

4 A I don't feel comfortable giving
5 it to you, to be honest.

6 Q What section of the Bronx?

7 A She lives in Gun Hill.

8 MR. MIDDLETON: Off the
9 record.

10 (A discussion was held off
11 the record.)

12 Q You have three brothers or
13 sisters?

14 A Yes.

15 Q Where do they live, Long Beach?

16 A No. Hempstead. One lives in
17 Long Beach, one lives in Florida, and one
18 lives in Suffolk.

19 Q The night or early morning that
20 you were arrested, where were you before you
21 got arrested?

22 A I was in Queens.

23 Q Were you at some sort of a
24 holiday or Christmas thing with family?

25 A Yes. I was with my son, my

1 Lachance Deon Bryant

2 girl and her son.

3 Q Do you have any custodial
4 rights to your son now?

5 A Custodial rights to him?

6 Q Do you have custody at all or
7 has it been terminated?

8 A Nobody has custody. We never
9 went to -- I never been to court about him.

10 Q Are you still dating this girl?

11 A Which one?

12 Q The one that you were with the
13 night that you were arrested?

14 A Yes.

15 Q What is her name?

16 A Shakima Owens.

17 Q Does she live in Long Beach or
18 Queens?

19 A She lives in the Bronx.

20 Q How old is her son?

21 A Her son is going to be six
22 tomorrow.

23 Q Where were you in Queens?

24 A I was in Richmond Hill.

25 Q Were you at a house or an

1 Lachance Deon Bryant

2 apartment?

3 A A house.

4 Q Whose house?

5 A Her house.

6 Q Shakima's?

7 A Yes.

8 Q She lived in Queens at the
9 time?

10 A Yes.

11 Q What time did you leave Queens?

12 A I left Queens around like
13 11:30.

14 Q Do you remember the address
15 that she lives in in Richmond Hill?

16 A I forgot. I forgot the
17 address.

18 Q Do you remember the street?

19 A 113th and Jamaica Avenue.
20 113th and Jamaica Avenue.

21 Q So you left around 11:30.

22 Where did you go from there?

23 A I went to 111th Street, got on
24 the J train, went to Queens station, bought a
25 ticket for Long Beach.

1 Lachance Deon Bryant
2 Q So you went to Jamaica station?
3 A Yes.
4 Q Jamaica to Long Beach?
5 A Yes.
6 Q Do you remember what train you
7 caught?
8 A What time?
9 Q Yes.
10 A No.
11 Q How long is the train ride from
12 Jamaica to Long Beach?
13 A I would say probably like close
14 to an hour. I don't know. Forty-five
15 minutes, probably.
16 Q Okay.
17 A Maybe.
18 Q Do you know a Cynthia Betty?
19 A Yes. My aunt.
20 Q She lived in Long Beach?
21 A Yes.
22 Q When you say it's your aunt,
23 who is she related to?
24 A My father's sister.
25 Q Getting back to your

1 Lachance Deon Bryant
2 grandparents that you live with you, are they
3 on your mother's side or father's side?

4 A My mother's parents.

5 Q Is your father still alive?

6 A Yes.

7 Q Where does he live?

8 A With her.

9 Q He lives with your aunt?

10 A Yes.

11 Q What is your father's name?

12 A Howard Bryant.

13 Q Is your mother still alive?

14 A Yes.

15 Q What is her name?

16 A Valerie Strunk.

17 Q Does she live in Long Beach or
18 somewhere else?

19 A No. She lives in Hempstead.

20 Q Hempstead, okay.

21 Had you been to visit either
22 your father or your aunt just before you were
23 arrested?

24 A I went -- I visited my aunt.

25 Q Was your father at home at that

1 Lachance Deon Bryant

2 time?

3 A NO.

4 Q What time did you get to her
5 house?

6 A I had to get there at least
7 like 12:30.

8 0 In Long Beach does she live?

A She lives 31 Birch Court.

10 Q Where is Birch Court in
11 relation to the train station, city hall,
12 et cetera?

13 A Precisely like two,
14 three-minute walk. It is right there. It is
15 Channel Park Homes.

16 Q How long did you stay at your
17 aunt's house?

18 A Roughly, like I'd say the
19 longest, maybe ten minutes.

30 Q She was home?

Yes

22 Q Did you have any discussion
23 with her?

24 A yen Yes.

What did you talk about?

Lachance Deon Bryant

2 A I talked to her about her lying
3 to people, telling people that I did
4 something to them. And we started arguing,
5 and I pulled out a gun on her. Because she
6 had me so mad, like, so I threatened her
7 life.

8 Q You were carrying weapons at
9 the time?

10 A Yes, I was.

How many?

12 A I had two guns.

12. Did you have any other weapons?

34 A No.

14 Q Did you pull both guns out?

16 A Yep.

Q Were they both handguns?

18 A Yes.

18 Q Was one an automatic?

Yes.

Was one a revolver?

2. **What is the relationship between the two main characters?**

22 A Yes.

23 Q You

I didn't threaten to kill him.

24 A I didn't care much about you get near

25 I told her that -- I told her, you got people

1 Lachance Deon Bryant
2 out here talking about me. Like she told one
3 of my friends something and the whole word
4 around the town was someone was trying to
5 kill me now.

6 So I am letting her know, you
7 see what the fuck you did. Look at what you
8 did. You got people coming after me
9 discussing my name, and I never told you
10 anything from -- to say anything about me.

11 Like I was mad. Like I put in
12 fear because she had my life on the line,
13 like. I wanted to do something to her. I
14 would have did it. I am not playing. If I
15 wanted to kill her, I would have killed her.

16 Q So you just wanted to scare
17 her?

18 A Yes. I wanted to let her know,
19 look what she did. She put my life in
20 jeopardy over nothing, when I am doing good
21 for myself and you are bringing my name up.
22 And the word around the town was somebody
23 wanted to kill me. So nobody is going to
24 kill me. I will kill you first, most
25 definitely.

1 Lachance Deon Bryant

2 Q And how long did this argument
3 or interaction last?

4 A I would say it was like two
5 minutes.

6 Q After that two minutes, did you
7 leave?

8 A Yes.

9 Q Where did you go?

10 A I was going back home.

11 Q How far away did you live from
12 where your aunt lived?

13 A I would say like a
14 fifteen-minute walk.

15 Q Did you come to learn that your
16 aunt called the police about the incident?

17 A I found out once I got to the
18 train station, that I knew that she called
19 the police.

20 Q How did you find out?

21 A The police know me, and when I
22 was walking, they seen me and was, like,
23 Chance, and I am like -- I looked and I
24 started running.

25 Q Do you remember the police

1 Lachance Deon Bryant

2 officer that called out your name?

3 A No, I don't remember who it
4 was.

5 Q Did that police officer draw
6 his weapon?

7 A I didn't see the police
8 officer.

9 Q When you ran, where did you run
10 to?

11 A I ran through the train
12 station, and -- I ran through the train
13 station, I ran through the taxi stand, and as
14 I was running through the taxi stand, I hit
15 between two taxis, and then I was trying to
16 make it to the sidewalk on the side where the
17 taxi is at, and as I was trying to make it to
18 the taxi -- I mean to the sidewalk, the
19 officers came and hit me with the car.

20 Q Let's take that one step at a
21 time.

22 Okay?

23 A All right.

24 Q So you ran from the initial
25 police officer when he called your name?

1 Lachance Deon Bryant

? A Yes.

3 0 Did he tell you to stop?

A No. He just said Chance, and

5 I -- like I already know what time it is,

6 like I already know what is going on, so I

I know I got guns on me. I am, like, shit.

I guess that she called the cops on me. I

I used to salt it like because my brother and

and I had been So I knew that

I heard her say,

... I didn't do nothing

15 I am thinking so much,

14 to you. You deserve that, I think.

15 don't care how you feel. You don't

16 My life is in danger now. I put you in a

17 position where you felt your life was

18 danger, so I ran off, I walked off.

19 And I walked and I got to the

20 train station right underneath where the b

21 is at. The officer was

22 out the police station.

23 Q What were you wearing?

24 A I was wearing a burgundy
25 hoodie burgundy coat, blue jeans, blue denim

1 Lachance Deon Bryant
2 jeans with burgundy underneath them, and
3 black sneakers.

4 Q The burgundy coat, was it a
5 leather coat?

6 A No. A flight jacket.

7 Q You said that your brothers
8 were at your aunt's house?

9 A One of my brothers.

10 Q Which one?

11 A Robert Stockdale.

12 Q Was anyone else at your aunt's
13 house?

14 A Yes. Her son Cedrick Ward and
15 his son, Isaiah. I don't know if his last
16 name is Ward or -- what his last name is, but
17 Cedrick's son.

18 Q Anyone else?

19 A I didn't see nobody else. If
20 somebody was there, like, I didn't.

21 Q The weapons that you pulled out
22 while you were at your aunt's house, were
23 they loaded?

24 A Like they didn't have -- they
25 had bullets in it, but...

1 Lachance Deon Bryant

2 Q They did or didn't?

3 A They did have bullets in it.

4 Q The automatic had a clip?

5 A Yes.

6 Q How many clips did you have
7 with you?

8 A One clip.

9 Q After the police officer called
10 your name and you began to run, did you drop
11 the clip?

12 A No. I threw the whole gun.
13 One -- actually, when I was running, one of
14 the guns fell like that (indicating). It's
15 the one with the clip, but it fell right
16 where I started running at.

17 Q Where were you carrying the
18 gun, the one that fell?

19 A On my waist.

20 Q What about the other gun?

21 A Both. It was in my waist, too.

22 Q Was the revolver in any type of
23 holster?

24 A Yes.

25 Q You said you ran through the

1 Lachance Deon Bryant
2 train station where the taxi stand is?

3 A Yes. The taxi stand is
4 connected to the train station.

5 Q Did you try to hide between a
6 couple of taxis that were parked?

7 A I did hide between two of them.

8 Q As you are facing city hall,
9 are the train tracks to the right or to the
10 left?

11 A Facing city hall, like city
12 hall is where you are at, the tracks is where
13 I am at, so where this is the police station,
14 the train tracks is on this side, this way
15 (indicating).

16 Q Were you behind city hall?

17 A I was in front of city hall.

18 Like city hall is here, and I
19 was here (indicating). Like I came from this
20 way (indicating). I was here, this is the
21 police station door (indicating). And as I
22 got directly right there, soon as I walked
23 through under the tunnel and they can see me,
24 they called me right there. They was just
25 waiting. I don't know if he came out on the

1 Lachance Deon Bryant
2 call or whatever it was, but some reason I
3 got under there and they seen me, like they
4 already know, they know me.

5 So as soon as I got under
6 there, and she was telling them where I was
7 going, anyway, I'm pretty sure, because
8 directly from where I was walking, like she
9 can watch me walk -- like, literally, I can
10 walk and walk, and she can just watch me and
11 know like he is coming right there. I
12 already knew that she told them that I was
13 coming this way.

14 Q How long were you hiding
15 between the taxis?

16 A Give or take, it wasn't no less
17 than ten seconds.

18 Q When you left that hiding spot,
19 did you run, did you walk, or something else?

20 A No. I ran out.

21 Q How far away was the sidewalk
22 that you were trying to get to?

23 A I would say like this table
24 length.

25 Q The entire table?

Lachance Deon Bryant

S A No. Like --

Just one table?

Just this one table.

s. About ten feet?

$\gamma_{ab} = g_{ab}$

6 A In that ten feet is when you
7 Q the police car?

8 were the day

9 A res.

9
10 Q Before you started to run from
11 the taxis, did you look to see if there was
12 any traffic coming?

12 any car --
13 A It wasn't. Like I -- I didn't
14 see. They had their lights off. Like it
15 wasn't literally -- it was a car -- it was a
16 car, like, parked at the side, and as soon as
17 I stepped out, like, because, you know, I am
18 looking back worrying, I know I got an
19 officer on me, behind me, so as soon as I
20 looked back, I knew he wasn't there. I
21 checked as soon as I was running out. Like
22 the car was coming with no lights on and the
23 officer was hanging out the window, like.

23 officer was following you?
24 Q So you looked behind you to see
25 if the police officer was still following

1 Lachance Deon Bryant

2 you?

3 A Yes.

4 Q So as you were looking behind,
5 you were walking forward or running forward?

6 A I was like crouched down. I
7 was looking back. And as I was looking back,
8 I started to run forward out from the back of
9 the taxi to get on the sidewalk because I
10 know if I had gotten on the sidewalk, I know
11 they gonna caught me.

12 Q How far from the front of the
13 taxi were you when you got hit?

A From the front of the taxi?

15 Q Yes.

16 A I was behind the taxi, so I
17 was -- the car was in front -- the front of
18 the car was at the rear.

19 O All right.

20 So you were hiding somewhere
21 around the front of the car?

22 A I was hiding like in the
23 middle, like in between. In between. I
24 would say where the sliding door is at.

25 Q So when you ran, you ran toward

1 Lachance Deon Bryant
2 the rear of the taxi because it was parked
3 head in?

4 A Yes.

5 Q How far from the rear of the
6 taxi, then, did you get before you got hit by
7 the police car?

8 A I maybe got like three steps.

9 Q How fast were you running?

10 A Well, I just took off. It
11 wasn't -- it was just like -- I tried to
12 get -- to gain speed to get to the sidewalk
13 so I don't -- I didn't. I wasn't running
14 that fast.

15 Q So you got up, you started to
16 run, took about three steps, and you got hit?

17 A Yeah.

18 Q How fast are you?

19 A I am a fast runner.

20 Q In addition to being a fast
21 runner, are you able to accelerate pretty
22 quickly when you run?

23 A Yes, normally.

24 Q Did the police car come from
25 your left or your right?

1 Lachance Deon Bryant

2 A It came from my right.

3 Q Were you trying to run directly
4 across the street or at an angle or something
5 else?

6 A It wasn't -- it wasn't the
7 street. I was like -- how can I say it?
8 Like it wasn't nowhere in the street. It was
9 like -- like this is the street right here,
10 this is like where the cars park at, they are
11 allowed to park, and first it is a sidewalk,
12 then there are cars where there is parking.
13 You know what I mean? It wasn't like -- I
14 wasn't in the street.

15 Q So it was a parking area for
16 the cabs?

17 A Yes.

18 Q But you can drive cars in front
19 of the cabs, right?

20 A Yes -- no, you can't drive cars
21 in front of the cabs, not at all.

22 Q Well --

23 A Because it's taxi.

24 Q At the rear of the cabs?

25 A No. In that area where I was

1 Lachance Deon Bryant
2 hit at, you can't drive there. It is
3 nothing. It is like a little -- there used
4 to be a garbage -- like where they crush the
5 garbage at. It used to be one of those
6 things there. But it was moved. It is just
7 behind it. It is like -- it is basically
8 like the red -- it is a gate that is
9 protecting for people not to go on the
10 tracks.

11 Q You were flung the opposite
12 direction from the train, right?

13 A In opposite direction.

14 Q You weren't running towards the
15 train tracks, you were running away from the
16 train tracks?

17 A Yes.

18 Q But there are vehicles that
19 drive in that area, the cabs drive there?

20 A Yes.

21 Q The cabs drive there?

22 A Yes.

23 Q Other vehicles drive in that
24 area?

25 A Yes.

Tachance Deon Bryant

3 when you
4 A The police came like -- if I am
5 running this way, the police was coming
6 directly off of Park Place. Park Place --
7 Park Place -- like they was coming from
8 towards Marcus Street.

8 towards Park
9 So they was coming up Park
10 Place towards Marcus Street. I don't know
11 where he was coming from, to be honest. I
12 just know it was coming from that direction.

12 Just know -
13 Q You had an idea they were
14 looking for you?

A I know they was looking for me.
I didn't -- I knew the police behind me was
looking for me. I didn't know there was a
car coming. I didn't know that the police
officers -- I didn't know they had a direct
hit on me, like from coming at that angle.

hit on me, ———

Q You weren't paying attention to
the car, you were paying attention and
looking at the police officers that were
running up behind you?

25 A Basically.

Tachance Deon Bryant

2 Q Did you see the car at all
3 before it hit you?

4 A Yes. The reason I seen it,
5 because the officer was directing him, like
6 Leddy was directing them. I know them. So I
7 seen him hang out the window, and he was
8 telling them, like, left, left, left, and it
9 wasn't no accident at all, like.

Honestly, it wasn't no accident
what they did, like even though I got guns on
me.

13 MR. MIDDLETON: Move to
14 strike those portions that are
15 not responsive.

16 Q There is no question with
17 respect to what they did. I'm still asking
18 you how it happened. So we'll get to the
19 next part, though. Okay?

For how long a period of time
did you see the police car before it made
contact with you?

22 A Like two seconds.

23
24 Q Did you do anything to get out
of the way of the police car?
25

1 Lachance Deon Bryant

2 A I jumped to the left.

3 Q When you jumped to the left,
4 did the car strike you?

5 A Yes.

6 Q What part of the car struck
7 you?

8 A The front right end.

9 Q Right, meaning passenger side?

10 A Yes, the passenger side.

11 Q What part of your body did it
12 strike?

13 A It hit my legs and -- it hit my
14 whole body, like. I don't really know what
15 went on because it was that fast and it was
16 over.

17 Q Did your body then strike the
18 windshield of the police car?

19 A My face hit it.

20 Q Do you have a driver's license?

21 A Yes.

22 Q How long have you been driving?

23 A I've been driving since 2009 --
24 well, I've been driving before that. Like I
25 had a license since 2009, but I was driving

1 Lachance Deon Bryant

2 before that. I've been driving since I was
3 sixteen.

4 Q In the two seconds that you saw
5 the car before it hit you --

6 A Um-hum.

7 Q -- were you able to determine
8 its speed?

9 A No. But I know it was fast.

10 Q You know it was fast, but you
11 only saw it for two seconds?

12 A Yes.

13 Q After you were struck, did you
14 feel pain in any part of your body?

15 A My whole body was numb. Like
16 my face was the most crucial part, though.

17 Q After you were struck, did the
18 police restrain you in any way?

19 A I know they just -- like he put
20 his foot on my back and told me to stay down,
21 like telling me to stay down.

22 Q After your face hit the
23 windshield, you rolled off the front of the
24 car?

25 A I don't know. I can't tell you

1 Lachance Deon Bryant

2 what happened.

3 Q Were you on the ground when the
4 police officer put his foot on your back?

5 A Yes.

6 Q Did the police officer handcuff
7 you?

8 A Yes.

9 Q Do you know if the police car
10 hit anything other than you?

11 A Yes. It hit the taxi, too.

12 A It hit the right one, the taxi first on the
13 street.

14 Q Did you see it hit the taxi, or
15 did you know it hit the taxi after the
16 incident occurred?

17 A No, I didn't see it hit the
18 taxi. I noticed after it occurred.

19 Q By the way, have you seen any
20 videotapes of this?

21 A I mean a videotape of me, like.
22 It didn't show, like, the police, the vehicle
23 and the taxi, because they didn't give me
24 that tape. They didn't give me that camera
25 angle.

1 Lachance Deon Bryant

2 Q Who did that tape?

3 A Well, they told me -- well, my
4 private investigator, Donald Samone, told me
5 that the precinct -- mine, the precinct --
6 the taxi stand said that that camera angle
7 where I was hit at wasn't working, it was
8 down, that they had a work order in for it.

9 Q So did you ever see any
10 videotapes of the area at the time that the
11 accident or incident occurred?

12 A Yes.

13 Q What tapes did you see?

14 A I seen tapes of the front of me
15 running fast, the front of the taxi stand. I
16 seen tapes of the taxi, like they -- it just
17 shows like inside the taxi area where you are
18 going, and orders of the taxis, and seen the
19 upper camera that they have, and it shows
20 just me laying on the ground and the officer
21 putting his foot on my back, and that is it.
22 It doesn't show --

23 Q That was all from the taxi
24 stand?

25 A Yes.

1 Lachance Deon Bryant

2 Q No body cams or dash cams with
3 the police officers that you know of?

4 A No.

5 If there was, like, I never got
6 it.

7 Q You were arrested that
8 evening --

9 A I was arrested.

10 Q -- or morning --

11 A Yes, morning.

12 Q -- I should say?

13 A Yes.

14 Q Were you taken to a hospital?

15 A I was taken to South Nassau
16 Communities Hospital.

17 Q That is in Oceanside?

18 A Oceanside, New York.

19 Q Were you taken to the emergency
20 department?

21 A Yes.

22 Q Did they treat you?

23 A Yes.

24 Q Did they admit you?

25 A Yes.

1 Lachance Deon Bryant

2 Q How long were you admitted for?

3 A I stayed there for three days.

4 Q When you got there, did you
5 tell them what was hurting?

6 A I don't really remember.

7 Q Did you make complaints about
8 your foot?

9 A Yes.

10 Q What foot?

11 A My right foot.

12 Q Did they X ray it?

13 A Yes.

14 Q Did they tell you that you had
15 a broken bone in your foot?

16 A They told me it was fractured.

17 Q What other injuries did you
18 complain about?

19 A Chest pain, and my mouth and
20 head, my head.

21 Q Did you lose your two front
22 teeth as a result of this accident?

23 A Yes.

24 Q Was your head bleeding?

25 A Yes.

1 Lachance Deon Bryant

3 0 Did you get any stitches?

3 A No.

4 Q Did you have any portion of
5 those teeth extracted, or were they
6 completely knocked out in the accident?

7 A No. I had one-half, like a
8 little piece of it was extracted, and --

Was that at the hospital?

10 A No. That was recently. That
11 was -- I can't -- I don't remember what month
12 it was, but that was just recently. I just
13 went out to the hospital and got it done.

14 Q While you were in Five Points?

A In Five Points.

16 Q Did they tell you any other
17 fractures or injuries that you had other than
18 the fractured bone in your foot?

19 A No.

20 Q I am going to show you an
21 exhibit that has been marked Exhibit A of
22 today's date. Now I want to ask you to take
23 a look at this document, and then I will ask
24 you some questions about it.

25 Okay?

1 Lachance Deon Bryant
2 A All right.
3 Q Just flip through those pages.
4 Do you recognize that document?
5 A Yes.
6 Q Is that the Complaint that you
7 filed in this --
8 A Yes.
9 Q -- lawsuit?
10 A Yes.
11 Q Do you see on the page that is
12 numbered four --
13 A Yes.
14 Q -- where it says facts?
15 A Where it says what?
16 Q Facts. Up at the top.
17 Do you see that?
18 A Yes.
19 Q Do you see where you wrote
20 that? Is that in your handwriting?
21 A Yes.
22 Q Do you see where you wrote down
23 officer took out his weapon?
24 A Yes.
25 Q Do you remember an officer

1 Lachance Deon Bryant

2 taking his weapon out?

3 A Like I -- it was from a
4 distance, but like it was -- I was running.

5 Q So you are not really sure if
6 he took out his weapon?

7 A Yeah.

8 Q You are not really sure?

9 A Yes, I'm not really sure.

10 Q In any of the other
11 confrontations that you had with Long Beach
12 Police, did they ever draw their weapons on
13 you?

14 A Yes.

15 Q When?

16 A It was 2010, in front of my
17 house.

18 Q Was that for parole violation?

19 A No. It was just a regular
20 stop. Like they stopped me and -- because
21 they say -- like they say I always have gun
22 on me.

23 Q When they stopped you that
24 time, did you have any guns?

25 A No.

1 Lachance Deon Bryant

2 Q Did you start a lawsuit as a
3 result of that stop?

4 A No.

5 Q The guns that you had the night
6 or the morning that you were arrested, were
7 they legal weapons or illegal weapons?

8 A You mean like --

9 Q Were you licensed to carry a
10 gun?

11 A No.

12 Q Did any of the police officers
13 during the confrontation on December 25, 2016
14 ask you to stop?

15 A Yeah.

16 Q Did you follow that
17 instruction?

18 A No.

19 Q As a result of that
20 instruction, you kept running?

21 A Yes.

22 Q When you were running and
23 eventually hiding, you knew that the police
24 were told that you were armed?

25 A Yes. I don't know that they --

1 Lachance Deon Bryant

2 I don't know. I didn't know that they was
3 told I was armed, but I am assuming that they
4 knew that.

5 Q You thought your aunt told them
6 that you were armed?

7 A Of course.

8 Q You admitted that you were
9 armed at the time that you were stopped?

10 A Yes.

11 Q They, in fact, found one gun on
12 you?

13 A Yes.

14 Q And there was another gun
15 somewhere in the area, at least a clip
16 somewhere in the area?

17 A Yes.

18 Q Was it a gun or a clip or both?

19 A It was both.

20 Q Did you admit it was yours?

21 A No.

22 Q Let me ask you, was the
23 automatic a black Bersa?

24 A Black 9.

25 Q Mini?

1 Lachance Deon Bryant

2 A Yes.

3 Q 9 millimeter, right?

4 A Yes.

5 Q Do you know what the serial
6 number was on that weapon?

7 A No.

8 Q The other one was a .38?

9 A Revolver.

10 Q Was it an Amadeo Rossi?

11 A I am assuming it was. Like
12 that is what they say it is.

13 Q Did you ever see the guns after
14 you were arrested?

15 A Yes.

16 Q Who showed you those guns?

17 A The officers that came and
18 fingerprinted me for DNA form.

19 Q Did you tell the officers those
20 were the guns you were in possession of
21 before the arrest?

22 A No.

23 Q When you filled out this
24 Complaint, which correctional facility were
25 you in?

1 Lachance Deon Bryant
2 A I was in Clinton.
3 Q Clinton, okay.
4 Did anybody help you fill this
5 out?

6 A Yes.
7 Q Who helped you fill it out?
8 A His name, like, Tiger.
9 Q Was he another inmate?
10 A Yes.
11 Q You said that you pled guilty
12 after the arrest in 2016, true?

13 A Yes.
14 Q So there was no trial?
15 A No.
16 Q Was there a grand jury
17 proceeding?

18 A I didn't go to no grand jury
19 proceeding.

20 Q Do you know if you were
21 indicted?

22 A Yes, I was indicted.
23 Q Did you have assigned counsel?
24 A Yes.
25 Q Who was your attorney for the

1 Lachance Deon Bryant

2 2016 arrest?

3 A Laurie Golombeck.

4 Q Do you know where her office

5 is?

6 A Westbury, New York.

7 Q After your arrest were you in
8 Nassau County Jail?

9 A Yes.

10 Q Before your plea were you
11 released from Nassau County Jail?

12 A No.

13 Q How much time were you in
14 Nassau County Jail before being moved
15 upstate?

16 A Eight or nine -- eight to nine
17 months.

18 Q Does that count towards your
19 time served?

20 A Yes.

21 Q I will show you Exhibit B, and
22 I ask that you take a look at that document.

23 Did you ever see that document
24 before?

25 A Yes. I wrote it.

1 Lachance Deon Bryant

2 Q When did you write it?

3 A I can't say that. I don't know
4 the specific date it was.

5 Q You see on the second page your
6 signature?

7 A Yes.

8 Q 17A3781, is that your prison
9 number?

10 A Yes.

11 Q Do you see where you indicate
12 that you were approached by an officer with
13 his gun drawn?

14 A Yes.

15 Q You don't actually remember
16 that, do you?

17 A I do remember it.

18 Q Before you said that you
19 weren't sure if the officer had his gun
20 drawn.

21 A I said I am not sure, but I
22 know the officer there. I know I was
23 approached by the officer.

24 Q Is this the officer that called
25 your name?

1 Lachance Deon Bryant

2 A Yes.

3 Q But you never actually saw his
4 gun drawn?

5 A Like, he -- he -- I don't know
6 what it was. It could have been
7 walkie-talkie or whatever it was. He -- I
8 just know that he had something in his hand.

9 Q You see a little further down
10 in that statement that you said that you were
11 stepping from behind these taxis that weren't
12 parked in the street, and you ran out the
13 back, and just as you stepped out from behind
14 these taxis, you saw a vehicle approach with
15 the lights out?

16 A Um-hum.

17 Q That was that two-second period
18 of time that you testified to before?

19 A Yes.

20 Q Within that two-second period
21 of time, the vehicle hit you?

22 A Yes.

23 Q So it was within two seconds of
24 you stepping out from in between those cars?

25 A Yes.

1 Lachance Deon Bryant

2 Q It was your intention, had the
3 officer's car not made contact with you, to
4 keep running --

5 A Yes.

6 0 -- and to avoid an arrest?

7 A Yes.

8 Q And if you made it to the
9 sidewalk, that they wouldn't have caught you?

10 A I know they wouldn't have
11 caught me.

12 O How do you know that?

13 A I am faster than them. They
14 never catch me. They never caught me before,
15 never. When I was running, never.

16 Q You have run from the police
17 before?

18 A Yeah.

19 Q The police officers knew you
20 ran from them before?

21 A Yes.

22 MR. MIDDLETON: Can I have
23 that one?

24 Q I will show you what is marked
25 as Exhibit C. I ask that you take a look at

1 Lachance Deon Bryant

2 that.

5 A Yes.

6 Q Those were prepared in response
7 to questions that my office sent to you,
8 right?

9 A Yes.

10 Q These answers that you gave are
11 true?

12 A Yes.

Q At least based upon your
recollection of what occurred.

15 A Yes.

16 Q You indicate here that you were
17 treated by a physical therapist while you
18 were at Nassau County Jail.

19 A Yes.

20 Q How long did you undergo
21 physical therapy?

22 A I think I was there -- I think
23 it was like three or four weeks.

25 A Yes.

1 Lachance Deon Bryant

2 Q Did you get any dental care
3 while at the Nassau County Jail?

4 A No, they didn't. They looked
5 at my mouth, but they didn't do no dental
6 care. I didn't get dental care until I was
7 up here.

8 Q When you were having physical
9 therapy at the jail, how often would you have
10 those physical therapy visits or appointments?

11 A I get it once a week.

12 Q What injuries are you claiming
13 occurred as a result of this accident?

14 A I had head trauma, my teeth
15 knocked out, and fractured foot.

16 Q When you were in the hospital
17 for the three days, did they cast your foot?

18 A No.

19 Q Did they put it in any kind of
20 boot?

21 A Yes, put it in a boot.

22 Q How long did you wear the boot
23 for?

24 A Wore the boot for like a month.

25 Q That month that you were at the

1 Lachance Deon Bryant

2 Nassau County Jail the entire time --

3 A Yes.

4 Q -- were you able to take it off
5 to shower?

6 A Yes.

7 Q Did you get the boot at the
8 hospital or somewhere else?

9 A I got the boot at the hospital.

10 Q Other than the physical therapy
11 and wearing the boot, did you get any
12 treatment for your foot at Nassau County
13 Jail?

14 A No.

15 Q Did you get any treatment for
16 your lacerations to your head at the Nassau
17 County Jail?

18 A Well, they wasn't -- they --
19 they, like, wiped it off and stuff like that.

20 Q Did you have bandages on it or
21 something else?

22 A No, I didn't have no bandage.

23 It was just scabs.

24 Q What parts of your head were
25 cut?

1 Lachance Deon Bryant
2 A Right here (indicating).
3 Q Indicating in the hairline,
4 about two inches above the hairline on the
5 left side.

6 A Yes.

7 Q Did they give any sort of
8 ointment to put on that?

9 A No.

10 Q Were you prescribed any
11 medications after you left the hospital?

12 A No. They gave me -- they gave
13 me antibiotics.

14 Q Did they give you ibuprofen?

15 A Yes.

16 Q How long did you -- for how
17 long a period of time did you take the
18 antibiotics?

19 A I took the antibiotics every
20 day.

21 Q Since being incarcerated either
22 at Nassau County Jail or Five Points or at
23 the Clinton facility, have you sought any
24 psychiatric or psychological treatment?

25 A No, I don't -- no.

1 Lachance Deon Bryant

2 Q Have you asked for any
3 psychiatric or psychological treatment?

4 A No.

5 Q I will show you what is marked
6 as Exhibit D. Take a look at that document.

7 A Yes.

8 Q Was that document prepared in
9 response to the questions that my office sent
10 you?

11 A Yes.

12 Q That was rejected by the court,
13 true?

14 A That was rejected.

15 Q Yes?

16 A No. I didn't ever have no
17 documents that said it was rejected.

18 Q I will show you what has been
19 marked E of today's date. It is a cover
20 sheet from the United States District Court
21 for the Eastern District of New York.

22 Can you take a look at that.

23 Do you ever recall seeing a
24 document like that?

25 A What, this right here?

1 Lachance Deon Bryant

2 Q Yes.

3 Did you ever see that document
4 before?

5 A I'm not sure. I don't
6 remember. I was sent a lot of different
7 documents.

8 Q Do you remember why you would
9 have sent a typed up response to my office's
10 questions and then a handwritten response to
11 my office's questions?

12 A Because I wasn't sure like how
13 I was supposed to proceed with the whole
14 thing. Like I wrote, and then I thought it
15 would be -- I was getting help, and somebody
16 told me it would be better for me typing it.

17 Q In the typed up version of your
18 responses, do you see where number 16 is
19 listed on the first page?

20 A Yes.

21 Q It indicates that you were
22 earning eight hundred to a thousand dollars
23 per week.

24 A Yes.

25 Q Where were you making that

1 Lachance Deon Bryant

2 money? Was that in Minnesota?

3 A Yes.

4 Q So at the time that you were
5 involved in the accident with the police car,
6 December 25, 2016, you weren't making that
7 eight hundred to a thousand a week, true?

8 A Yes, I was.

9 Q You indicated before that you
10 came back from Minnesota sometime in August
11 or September of 2016, true?

12 A True.

13 Q Did you return to Minnesota
14 between August and December?

15 A No. But I was doing plumbing
16 with my friend David.

17 Q So it was with a different
18 company or different person that you were
19 making eight hundred to a thousand a week?

20 A Yes. It was with a different
21 guy.

22 Q Local guy?

23 A Yes.

24 Q Long Beach?

25 A Yes.

1 Lachance Deon Bryant

2 Q What is his name?

3 A David Paller.

4 Q Pallor, P-A-L-L-O-R, or --

5 A L-E-R.

6 Q L-E-R, okay.

7 Does he have his own business?

8 A No. He works for his boss, so
9 we was doing like -- he had -- he worked with
10 his boss, and his boss had him -- like if he
11 would call him, and he just go do like local
12 jobs in the neighborhood, help fix people's
13 plumbing.

14 Q Aside for working for his boss,
15 he did side jobs?

16 A Yes.

17 Q That is when he called you?

18 A Yes.

19 Q Did he pay you in check or
20 cash?

21 A We got cash.

22 Q How many days a week were you
23 working to earn this eight hundred to a
24 thousand?

25 A Maybe three or four days a

1 Lachance Deon Bryant

2 week.

3 Q So the average then was \$900
4 per week?

5 A Yes. Like we get two hundred a
6 job. That is what he gave me.

7 Q His name was David Paller?

8 A Yes.

9 Q What is his address?

10 A He live at 24 Oak Court.

11 Q How long a period of time did
12 you work for him?

13 A I worked for him for like -- I
14 would say like maybe three months, four
15 months.

16 Q Were you earning the amount of
17 money he paid you, between eight hundred and
18 a thousand, every week for that entire time?

19 A Yes.

20 Q You worked three to four days a
21 week with him?

22 A Yes.

23 Q When you say three to four days
24 a week, do you mean just a couple of hours a
25 day?

1 Lachance Deon Bryant

2 A He had like -- depending on how
3 long it take us to do the job. We do like
4 sinks, like showers, re-routing, doing other
5 things like in -- like going through the
6 ceiling and taking stuff out and putting in.
7 What do you call it? I forgot the name of
8 the objects. But like where you just cast up
9 everything and do different things.

10 Q He paid you out of his pocket?

11 A Yes.

12 Q Is it your claim that the
13 officers used excessive force before they
14 arrested you, after they arrested you, or
15 both?

16 A They used excessive force both.

17 Q Is it your claim that the
18 excessive force before your arrest was
19 striking you with a car?

20 A Yes.

21 Q You didn't hear the police
22 officer say that it was an accident at the
23 scene?

24 A That it was an accident at the
25 scene?

1 Lachance Deon Bryant

2 Q Yes.

3 A No.

4 Q What force did they use and how
5 was it excessive after the accident occurred?

6 A Because they just keeping their
7 feet on me. Like I am already down, I'm
8 already hit. I can't move. Like there is no
9 reason for you to keep putting your foot on
10 me, telling me to stay down. That doesn't
11 make any sense at all.

12 I don't see the sense it makes.

13 A person is down, hit by a car, struck
14 already, what does it make sense for you to
15 put your foot on me, like keep telling me
16 like -- like this, stay down, stay down?
17 Like I am staying down. There is no need for
18 you to keep putting your feet on me at all.
19 Like it doesn't make any sense. That is
20 excessive force. Why do you have to put your
21 foot on me? I am already down.

22 Q At the time that they had their
23 foot on your back, had they frisked you yet?

24 A No, they didn't frisk me yet.

25 Q They did frisk you, though,

1 Lachance Deon Bryant

2 before they put you in the police car?

3 A They never put me in a police
4 car.

5 Q You went in an ambulance?

6 A Ambulance.

7 Q Did they frisk you before they
8 put you in the ambulance?

9 A Yes.

10 Q Did they find any other weapons
11 or contraband?

12 A Yes. A weapon. I had a .38
13 revolver on me.

14 Q Did they find anything else,
15 any sort of -- any other type of weapon or
16 drugs?

17 A No.

18 Q You state they deprived you of
19 your Eighth Amendment Rights. How did they
20 deprive you of your Eighth Amendment Rights?

21 A In that subject, like somebody
22 was helping me, I don't even -- I asked
23 somebody to help me write the lawsuit, so...

24 Q So with respect to the
25 handwritten answers to the questions that my

1 Lachance Deon Bryant

2 office gave you --

3 A Um-hum.

4 Q -- Exhibit C, somebody helped
5 you answer those questions?

6 A No. I did those on my own.

7 Q The typewritten ones in front
8 of you now as Exhibit D, did someone help you
9 with those answers?

10 A Yes.

11 Q Who helped you?

12 A K.

13 Q Is that another inmate?

14 A Yes.

15 Q Where was that?

16 A Five Points.

17 Q Do you have K.'s last name?

18 A No.

19 Q How is it that you claim your
20 Fourteenth Amendment Rights were violated?

21 A To be honest, I don't even --

22 Q You don't even know what that
23 phrase means?

24 A No.

25 Q Are you familiar with the

1 Lachance Deon Bryant

2 Eighth and Fourteenth Amendments to the U.S.
3 Constitution?

4 A No.

5 Q Are you familiar with any
6 sections of the New York State Constitution
7 that you say were violated?

8 A I just know -- I know the Fifth
9 Amendment Right.

10 Q That's the right against
11 self-incrimination, right --

12 A Yes.

13 Q -- you don't have to say
14 anything to anybody?

15 A Yes.

16 Q That's the only Constitutional
17 right you are familiar with?

18 A Yes.

19 Q In the answer to number 26 on
20 the second page of that document,
21 document D --

22 A Yes.

23 Q -- what medical documents do
24 you have?

25 A I have my hospital -- my

1 Lachance Deon Bryant

2 hospital records.

3 Q Sir, I am going to ask you if

4 you can sign some authorizations. Okay?

5 Because as a result of you suing the two
6 officers, we are entitled to get your medical
7 records, and in order to get your medical
8 records --

9 A I sent them to you.

10 Q Those authorizations either
11 never came to me or were improper and were
12 rejected, so on the record today I'm going to
13 ask you to sign these documents.

14 Okay?

15 There is an "X" on the bottom
16 of each page. You will see this is an
17 authorization for the release of health
18 insurance pursuant to HIPAA, which is a
19 Federal law, so I can't get your medical
20 records unless these documents are signed.

21 A This is what I am not
22 understanding. How did you get all of my
23 other paperwork and you don't have all of
24 that, and that was sent together?

25 Q I don't have the other

1 Lachance Deon Bryant

2 paperwork.

3 A I am not understanding. You
4 got everything else.

5 Q I got stuff that you sent me,
6 but I need to get it directly from the
7 facility.

8 A You have everything else. How
9 come you don't have my medical records? I
10 sent you everything with the package that
11 comes with this.

12 Q What I am telling you is this.
13 Not only am I entitled to have
14 you send it to me, I am entitled to get it
15 directly from whoever provided you the
16 medical care. Because whatever is missing,
17 that is important to your case. I may not
18 have it because maybe they didn't give it to
19 you, or maybe it didn't come through, so that
20 is why I need you to sign these documents.

21 A All right. That is no problem.
22 I just wanted to know, like.

23 Q Yes.

24 That is why each one has an
25 "X," so I can send it to each one of the

1 Lachance Deon Bryant

2 facilities.

3 A What is HIPAA.

4 Q HIPAA is a Federal statute that
5 requires this type of form authorizing me to
6 obtain the records. You have to authorize me
7 to get the records. I can't just say give me
8 the medical records.

9 Okay?

10 A Uh-huh.

11 (The witness complies.)

12 Are all of these the same?

13 Q They are all the same, but I
14 have to send them to different facilities. I
15 have to send them to Nassau County Hospital,
16 Nassau County Jail, and I have to send them
17 to DOCCS?

18 A (The witness complies.)

19 Q Thank you, Mr. Bryant. I
20 appreciate that. It saves us a lot of time
21 sending things back and forth. Thank you.

22 At any time that you were
23 employed either in Minnesota or working for
24 your friend in Long Beach doing the plumbing
25 work --

1 Lachance Deon Bryant

2 A Yes.

3 Q -- did you file any tax
4 returns?

5 A Yes. I filed tax returns for
6 the one in Minnesota.

7 Q Minnesota.

8 Did you ever file any other tax
9 returns?

10 A Yes.

11 2014, '15, I think it was.

12 Q I may send you another
13 authorization.

14 Let me ask you this.

15 As part of your claim, are you
16 claiming that you lost earnings?

17 A No.

18 Q No, there is no lost earnings
19 claim?

20 A No lost earnings.

21 I didn't lose nothing. All I
22 got is hospital bills. I am pretty sure
23 that's the only thing I have.

24 Q Before your arrest were you
25 Medicaid eligible?

1 Lachance Deon Bryant

2 A Medicaid eligible?

3 Q Yes.

4 Did you receive Medicaid
5 benefits?

6 A Yes.

7 Q If you went to the doctor or
8 the hospital, Medicaid paid for the visits,
9 right?

10 A Yes.

11 Q Do you have any reason to
12 believe that Medicaid didn't pay those visits
13 after your arrest, like to South Nassau
14 Communities Hospital?

15 A No. I am pretty sure they did,
16 but...

17 Q While you are incarcerated, do
18 you get bills for medical care?

19 A No.

20 Q So Armor Correctional Health,
21 Inc., do you know what organization or entity
22 is?

23 A No. But I know when I was in
24 Nassau County they sent me a document telling
25 me, like, something about me -- like they

1 Lachance Deon Bryant
2 sent me something from, like, the place on
3 Charles Lindbergh and Medicaid place, telling
4 me like it was no longer.

5 Q You were in the Nassau County
6 Jail in January and February 2017, right?

7 A Yes.

8 Q Did you make sick call
9 requests?

10 A Yes.

11 MR. MIDDLETON: Mark these
12 collectively.

13 (Sick Call Requests were
14 marked as Respondents' Exhibit
15 F for identification, as of
16 this date.)

17 Q I will show you Exhibit F of
18 today's date. Just flip through the pages if
19 you could.

20 A Yes.

21 Q Are those all in your
22 handwriting?

23 A Yes.

24 Q Are those documents that you
25 filled out to get medical attention while in

1 Lachance Deon Bryant

2 Nassau County Jail?

3 A Yes.

4 Q Did they address any of your
5 requests while you were in Nassau County Jail
6 for medical attention and care?

7 A Well, they suck. Like they
8 didn't -- honestly, I was complaining. I
9 complained so much, that they kicked me out
10 of medical ward. Like my foot when -- my
11 feet, I couldn't feel my toes for a little
12 while, and like they was mad at me. Like I
13 am -- like I just wanted to walk without a
14 limp. I didn't want to have that feeling no
15 more. And they was getting upset at me, keep
16 trying to give me ibuprofen. I don't even
17 like to take pills because it bother my
18 stomach.

19 Q Did you ever break your right
20 leg before --

21 A Yes.

22 Q -- the incident --

23 A Yes.

24 Q -- in December of 2016?

25 A No. No. I broke my right leg

1 Lachance Deon Bryant

2 2012.

3 Q Right before 2016?

4 A Yes.

5 Q You had surgery on that, right?

6 A Yes.

7 Q They put a rod?

8 A A rod in my right leg.

9 Q How did you break that leg?

10 A Car crash.

11 Q Were you driving?

12 A Yes.

13 Q Were you arrested as a result
14 of that crash?

15 A No.

16 Q Did you file a lawsuit as a
17 result of it?

18 A No.

19 Q Was it a one-car or two-car
20 accident?

21 A One car. I went through the
22 guardrail on the highway.

23 Q Where did that occur?

24 A That was on the Meadowbrook
25 Parkway.

1 Lachance Deon Bryant

2 Q Just lost control of the car?

3 A Yes. It was snowing, and I
4 slid out.

5 Q Other than obviously not having
6 your front teeth, do you have any complaints
7 with respect to your mouth area presently?

8 A Yes. Like my whole imagine is
9 gone. These two teeth right here, like I
10 can't -- I can't drink nothing. If I drink
11 something cold, they start to numb in my
12 mouth. And like I chew different. It is
13 just -- it is different. The food falls out.
14 It is different.

15 Q Has the Department of
16 Corrections indicated they will do anything
17 for your teeth?

18 A I been trying. They been
19 telling me they would. Not so far.

20 Q Other than your mouth, does
21 your head bother you any more where you got
22 the lacerations?

23 A Well, I still get -- I get
24 migraines a lot.

25 Q Did you get migraines before

1 Lachance Deon Bryant

2 this arrest?

3 A No.

4 Q Were you ever treated for
5 migraines before this arrest?

6 A No.

7 Q How often do you get a
8 migraine?

9 A It comes like maybe like twice
10 a week.

11 Q Does anything bring them on,
12 exposure to light, noise, anything else?

13 A No. I just be laying down and
14 my head hurts. It hurts for like -- maybe
15 like twenty minutes and go away. I just -- I
16 have something to drink or try to rub the
17 side of my head.

18 Q Since being incarcerated after
19 the 2016 arrest, have you engaged in any sort
20 of exercise program while incarcerated?

21 A No, no exercise program.

22 Q You said before that you are
23 not working while in prison, right?

24 A No.

25 Q With respect to your right

1 Lachance Deon Bryant

2 foot, how does that feel now?

3 A Like I still get a little limp,
4 but it is okay. It really -- I don't know.
5 It doesn't give me too much problems.

6 Q After you had the boot taken
7 off and the physical therapy was ended, did
8 it feel pretty much the same way it feels
9 now?

10 A No. It is better now.

11 Q How long a period of time did
12 it bother you after the physical therapy
13 stopped?

14 A Like maybe, like, five or six
15 months.

16 Q What did it feel like during
17 the five or six-month period?

18 A It just felt like -- I used to
19 get tingly feeling. Like sometimes I had
20 numbness to the toes, and like the side of my
21 foot, it hurt. Like it would just give me
22 deadness, like sometimes it falls asleep when
23 I am walking. I get to go to sleep, I lay
24 down, it cramps up, stuff like that.

25 Q After that five to six-month

1 Lachance Deon Bryant

2 period, that diminished?

3 A Yes. It be like problematic
4 here and there. It will bother me sometimes,
5 but it is not really like how it used to be.

6 Q When was the last time you had
7 any treatment for your right foot?

8 A Since physical therapy, that's
9 the last time.

10 Q When was the last time you had
11 any treatment for your lacerations in your
12 head? Was it at the hospital or Nassau
13 County Jail?

14 A That was in Nassau County.

15 Q In the jail or the hospital?

16 A The jail.

17 Q When was the last time you had
18 any treatment done to your mouth? Was that
19 at Five Points?

20 A Yes. It was just recently.

21 Like I think it was January. I don't know if
22 it was January I got a tooth -- no. Like
23 probably, like, it was between, like, August
24 and now. I know I got the tooth -- I got
25 this piece right here took out (indicating).

1 Lachance Deon Bryant

2 Q Since being incarcerated since
3 2017, have you had any visitors from
4 family --

5 A Yes.

6 Q -- while you were at Nassau
7 Jail?

8 A Yes.

9 Q Since being transferred
10 upstate, have you had any visits from family?

11 A Yes.

12 Q Who visited you?

13 A My mom, my sister.

14 Q How much?

15 A They came up here. They came
16 here once.

17 Q Anybody visit you here while
18 you have been at Sing Sing?

19 A No.

20 Q How long are you going to be
21 here in Sing Sing before you are transferred
22 back?

23 A My guess is as good as yours.

24 I don't know when they -- whenever court is
25 done.

1 Lachance Deon Bryant

2 Q Have you seen your son since
3 you have been incarcerated?

4 A No.

5 Q As part of your claim it's
6 limited to excessive force, true?

7 A Limited, like.

8 Q The only thing you are suing
9 these two police officers for is use of
10 excessive force?

11 A No. Mental anguish.

12 Q I am talking about your
13 constitutional -- your alleged constitutional
14 violations.

15 A Yes.

16 Q Is that limited to excessive
17 force?

18 A I don't understand that.

19 Q Are you suing them for anything
20 else as a result of the arrest?

21 A No.

22 Q Just using too much force?

23 A Yes.

24 Q As part of that, you are
25 claiming physical injuries --

1 Lachance Deon Bryant

2 A Yes.

3 Q -- as a result of the alleged
4 excessive force?

5 A Yes.

6 Q Have you sued these police
7 officers for negligence at all?

8 A No.

9 Q Are you claiming they were
10 negligent in the operation of the vehicle?

11 A What do you mean?

12 Q Are you claiming that they,
13 while they were driving the vehicle, operated
14 it in a negligent or careless manner?

15 A Yes.

16 Q Are you suing them for punitive
17 damages?

18 A Yes.

19 Q What is the basis for the
20 punitive damages?

21 A Basically after, I would say,
22 like that night, they was careless.

23 Q In addition to excessive force,
24 are you suing the officers for assault and
25 battery?

1 Lachance Deon Bryant

2 A I feel like that, the vehicle
3 assaulted me.

4 Q So the assault and battery
5 claimant is limited to the accident between
6 you and the police car?

7 A Yes.

8 Q In your Complaint that we
9 marked as A, you claim nominal damages?

10 A Yes.

11 Q What do you mean by that?

12 A Well, like I don't -- you know,
13 I don't know what that means. Like when I
14 typed everything up, I was helped.

15 Q So you don't know what you
16 meant by that?

17 A No.

18 (Continued on next page to
19 include jurat.)

20

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4 A No.

5 Q You are not claiming malicious
6 prosecution?

7 A No.

10 Thank you. I appreciate
11 your time.

12 (TIME NOTED: 1:32 p.m.)

14

LACHANCE DEON BRYANT

15
16 Subscribed and sworn to
17 before me this _____ day
18 of _____, 2019.

20 NOTARY PUBLIC

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1

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1

2 C E R T I F I C A T E

3

4 I, ROBYN LEHRMANN, a Shorthand
5 Reporter and Notary Public of the State of
6 New York, do hereby certify:

7

8 That, LACHANCE DEON BRYANT, the
9 witness whose examination is hereinbefore set
10 forth, was duly sworn, and that such
11 examination is a true record of the testimony
12 given by such witness.

13

14 I further certify that I am not
15 related to any of the parties to this action
16 by blood or marriage; and that I am no way
17 interested in the outcome of this matter.

18

19

20

21

22

23

24

25

ROBYN LEHRMANN

NOTCA
Electronic Signature
January 28, 2019

DATE

ERRATA SHEET FOR THE TRANSCRIPT OF:

Case Name: BRYANT v. RYAN
Case Number:
Dep. Date: January 16, 2019
Deponent: LACHANCE BRYANT

CORRECTIONS:

Pg. Ln. Now Reads Should Read Reasons Therefore

Subscribed and sworn to
before me this day
of , 20

Notary Public

Signature of Deponent

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